IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David W. Wynn, et al

Serial No.: 10/697,840

Art Unit: 1616

Filed

: October 30, 2003

Examiner: Konata M. George

For

: Controlled Release Analgesic Suspensions

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April 26, 2006
(Date of Deposit)

Michele G. Mangini
(Name of applicant, assignee, or Registered Representative)

/Michele G. Mangini/
(Signature)

26 April 2006

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

(Date of Signature)

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on 26 August 2005 and 9 February 2004.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this

information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information
Disclosure Statement is being filed either within three months
of the filing date of the above-identified national application
(other than a continued prosecution application under
§1.53(d)), within three months of the date of entry into the
national stage of the above identified application as set forth
in §1.491, or before the mailing date of a first Office Action
on the merits of the above-identified application, or before
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In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

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under §1. Applicant(Informatio Accordance	In accordance with §1.97(d), this Information e Statement is being filed after the mailing date of Final Action under §1.113 or a Notice of Allowance 311 but before the payment of the Issue Fee. s) hereby petition(s) for consideration of this in Disclosure Statement. Included are: Statement in with §1.97(e) as set forth below and the fee of set forth in §1.17(p).
attached Fo	Copies of each of the references listed on the orm PTO-1449 are enclosed herewith.
☐ (1449 are er	Copies of references listed on the attached Form PTO nclosed herewith EXCEPT THAT:
[In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
	If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.
patent lite:	opies of only foreign patent documents and non- rature are enclosed in accordance with 37 CFR 1.98

There are no listed references which are not in the \boxtimes English language. The relevance of those listed references which are not in the English language is as follows: Attached are copies of search report(s) from \boxtimes corresponding patent application(s), PCT/US2004/034708 (MCP5021PCT) which are listed on the attached Submission Under MPEP 609 D. Copies of the references listed on the search report(s) are included except for those previously cited in an IDS mailed Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/MCP5021USNP/MGM. This form is submitted in triplicate. Respectfully submitted, /Michele G. Mangini/ Michele G. Mangini Reg. No. 36,806 Attorney for Applicants Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2810 DATED: April 26, 2006

OIPE WAR

PTO/SB/08A (08-00) Approved for use through 10/31/2002. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)
Sheet 1 of 1

s conection of information unless it disprays a valid OMB control number.				
Application Number	10/697,840			
Filing Date	October 30, 2003			
First Named Inventor	D. Wynn			
Group Art Unit	1616			
Examiner Name	K.M. George			
Attorney Docket Number	MCP5021USNP			

		U.S. Patent Docum	ment			
Examiner Initials	Cite No.¹	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
/C.B./		4,980,170	Α	G. Schneider et al	12-25-1990	
/C.B./		6,126,969	Α	S. Shah et al	10-03-2000	

	FOREIGN PATENT DOCUMENTS							
		Foreign Patent Document		!	Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, where relevant	<u> </u>
Examiner Initials	Cite No. ¹	Office ³	Number⁴ King	fCode⁵	Applicant of Cited Document	mm-dd-yyyy	passages or relevant figures appear	Τ°
/C.B./		EP	0717992	A2	McNeil-PPC, Inc.	06-26-1996		
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Examiner	/Courtney Brown/	Date	12/20/2008	
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered: Include copy of this form with next communication to applicant.

¹ Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

SUBMISSION UNDER MPEP 609 D

Filing Date October 30, 2003
First Named Inventor D. Wynn
Group Art Unit 1616
Examiner Name K.M. George
Attorney Docket Number MCP5021USNP

10/697,840

Application Number

Page 1 of 1

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FOREIGN PATENT DOCUMENTS

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Initials* /C.B./		International Search Report re: PCT/US	2004/03470	8 dated Jan	uary 26, 2006 (I	MCP5021PCT)	

Examiner //Courtney Brown/	Date	10/00/0009
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